

1 Susan J. Robinson
2 1201 THIRD AVENUE, SUITE 2900
3 SEATTLE, WA 98101
4 (206) 223-1313

5 IN THE UNITED STATES BANKRUPTCY COURT
6 FOR DISTRICT OF IDAHO
7 AT BOISE

8 In Re:

BANKRUPTCY NO. 97-02272

9 DOUGLAS BROOKS AND SHARON BROOKS,
10 Debtors.

CHAPTER NO. 13

AMENDED NOTICE OF FAILURE TO PAY

11 TO: CLERK OF THE U.S. BANKRUPTCY COURT,
12 DOUGLAS BROOKS AND SHARON BROOKS, Debtors,
13 RICHARD L. ALBAN, Attorney for Debtors,
14 BERNIE R. RAKOZY, Trustee

15 **YOU ARE HEREBY NOTIFIED THAT THE UNDERSIGNED IS**
16 **ATTEMPTING TO COLLECT A DEBT AND ANY**
17 **INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.**

18 **THIS AMENDED NOTICE OF FAILURE TO PAY IS FOR THE PURPOSE OF**
19 **CORRECTING THE MAILING ADDRESS OF DOUGLAS BROOKS AND SHARON BROOKS**
20 **ONLY.**

21 Chase Mortgage Company-West fka Mellon Mortgage Company hereby gives notice of failure to
22 pay payments, pursuant to the Stipulated for Adequate Protection dated March 9, 1998.

23 Petitioner is presently the holder of a Deed of Trust on property belonging to the estate of the
24 Debtors, located at 1507 Sunset Avenue, Caldwell, Idaho 83605, legally described as:

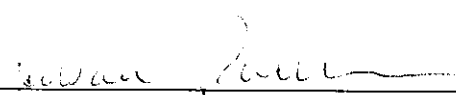
25 SEE ATTACHED EXHIBIT A.

26 In accordance with the Order for Adequate Protection which was entered by the court on March
27 11, 1998, and filed on March 11, 1998, you are hereby notified that payments to Chase Mortgage
28

1 Company-West are delinquent as follows: a current payment of \$596.00 per month for March 1 -
2 December 1, 1999 (\$596.00 x 10 payments = \$5,960.00) and a payment of \$1,215.04 that is still owing
3 for the arrearage, for a total current delinquency under the Order of \$7,175.04. In addition attorney's
4 fees and expenses are incurred as a result of this notice, and additional payments will become due.
5

6 Pursuant to the Stipulation referenced above, if the delinquent payments are not received as
7 indicated in the Stipulated for Adequate Protection within 10 days of the date of this notice at the
8 following address: Attn. Susan Robinson, Karr Tuttle Campbell, 1201 Third Ave., Suite 2900, Seattle,
9 WA 98101, Chase Mortgage Company-West fka Mellon Mortgage Company shall have automatic relief
10 from stay without further court action.
11

12 DATED this 21 day of January, 2000.
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15 
16 Susan J. Robinson, ISB# 04460
17 Of Karr Tuttle Campbell
18 Attorneys for Secured Creditor
19 Chase Mortgage Company-West
20 fka Mellon Mortgage Company
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CERTIFICATE OF MAILING

I hereby certify that on this 21 day of January, 2000, the foregoing document was mailed, postage prepaid, to the following:

Douglas S. Brooks
Sharon O'Neill Brooks
1507 Sunset Avenue
Caldwell, ID 83605

Richard L. Alban
PO Box 1059
Nampa, ID 83653

1 Bernie R. Rakozy
2 PO Box 1738
3 Boise, ID 83701

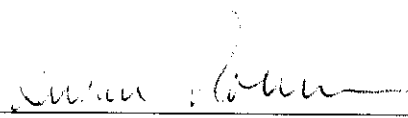
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5 Susan J. Robinson, ISB # 04460
6 Of Karr Tuttle Campbell
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Exhibit "A"

BEGINNING at the Southwest corner of Lot 13, Block 2, FROST'S ADDITION, Caldwell, Canyon County, Idaho, according to the plat filed in Book 2 of Plats, Page 83, records of said County; thence

South 60 feet to the Northwest corner of Block 3 of said Addition; thence

East along the North line of said Block 3 a distance of 127 feet; thence

North 90 feet to a point 5 feet North of the Southeast corner of Lot 14 in said Block 2; thence

West on a line parallel with the South line of said Lot 14 a distance of 127 feet to a point in the West line of said Lot 14 in said Block 2; thence

South along the West line of said Lots 14 and 13 a distance of 30 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM

BEGINNING at the Northwest corner of Block 3; thence

North 90 feet to a point 5 feet North of the Southwest corner of Lot 14, Block 2; thence

East 20 feet; thence

South to a point in the North boundary line of said Block 3; thence

West 20 feet to the POINT OF BEGINNING.

93 APR 30 PM 4 36
RECORDED
NEED FOR
CANYON CNT RECORDER
BY *CHANN*
REQUEST
PIONEER - CALDWELL
TYPED *507* FILE *15.00*

9309259